UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ANTHONY TART, on behalf of himself and all others similarly situated,

Case No. 14-CV-8004 (AJN)

Plaintiffs,

NOTICE OF UNOPPOSED MOTION

-against-

LIONS GATE ENTERTAINMENT CORPORATION, LIONS GATE FILMS, INC., and DEBMAR-MERCURY LLC..

Defendants.

PLEASE TAKE NOTICE that upon the Declaration of LaDonna M. Lusher, Esq., the exhibits annexed thereto, and the Memorandum of Law in Support, the undersigned will move this Court before United States District Judge Alison J. Nathan, at the United States Courthouse for the Southern District of New York, located at 40 Foley Square, New York, New York, 10007, on a return date set by the Court, for preliminary approval of the class and collective action settlement, together with such other and further relief as the Court may deem just and proper.

Dated: New York, New York September 11, 2015

VIRGINIA & AMBINDER, LLP

/s/ LaDonna M. Lusher, Esq. LaDonna M. Lusher, Esq. Kara S. Miller, Esq. Alison L. Genova, Esq. 40 Broad Street, 7th Floor New York, New York 10004

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-and-

LEEDS BROWN LAW, P.C. /s/Jeffrey K. Brown, Esq. Jeffrey K. Brown, Esq.

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Attorneys for Plaintiffs and Proposed Class Counsel